

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY**

**Marie-Ann Greenberg MAG-1284  
Chapter 13 Standing Trustee  
30 TWO BRIDGES ROAD  
SUITE 330  
FAIRFIELD, NJ 07004-1550  
973-227-2840**

IN RE:

DARYL L SMITH



**Order Filed on May 8, 2019  
by Clerk  
U.S. Bankruptcy Court  
District of New Jersey**

**Case No.: 18-10180 VFP**

**Hearing Date: 5/2/2019**

**Judge: VINCENT F. PAPALIA**

**Debtor is Entitled To Discharge**

**ORDER MODIFYING CHAPTER 13 PLAN POST CONFIRMATION**

The relief set forth on the following pages, numbered 2 through 2 is hereby **ORDERED**.

**DATED: May 8, 2019**

  
\_\_\_\_\_  
**Honorable Vincent F. Papalia  
United States Bankruptcy Judge**

Case No.: 18-10180 VFP

Caption of Order: ORDER MODIFYING CHAPTER 13 PLAN POST CONFIRMATION

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The Plan of the Debtor having been proposed to creditors, and hearing having been held on the Confirmation of such Plan, and it appearing that the applicable provisions of the Bankruptcy Code have been complied with; and for good cause shown, it is

- ORDERED, that the plan of the above named Debtor dated 2/8/2019, or as amended at the confirmation hearing is hereby confirmed. The Standing Trustee shall make payments in accordance with 11 U.S.C. § 1326 with funds received from the Debtor; and it is further
- ORDERED, that to the extent that the Debtor's plan contains motions to avoid judicial liens under 11 U.S.C. Section 522(f) and/or to avoid liens and reclassify claims in whole or in part, such motions are hereby granted, except as specified herein:
- ORDERED, that commencing 2/1/2018, the Debtor shall pay the Standing Trustee
  - the sum of \$2,800.00 paid into date over 15 month(s), and then
  - the sum of \$200.00 for a period of 45 month(s), which payments shall include commission and expenses of the Standing Trustee in accordance with 28 U.S.C. § 586. The unsecured creditors shall receive on a pro rata basis, the balance remaining from the payments set forth in this paragraph, after payment of all administrative, priority & secured claims (i.e., Pot Plan); and it is further
- ORDERED, that should the Debtor fail to make plan payments for a period of more than 30 days, the Standing Trustee may file with the Court and serve upon the Debtor and Debtor's Counsel, a Certification of Non-receipt of Payment and request that the Debtors case be dismissed. The Debtor shall have fourteen (14) days from the date of the filing of the Certification to file with the Court and serve upon the Trustee a written objection to such Certification; and it is further
- ORDERED, that upon completion of the plan, affected secured creditors shall take all steps necessary to remove of record any lien or portion of any discharged; and it is further
- ORDERED, that upon expiration of the Deadline to File a Proof of Claim, the Chapter 13 Standing Trustee may submit an Amended Order Confirming Plan upon notice to the Debtor, Debtor's attorney and any other party filing a Notice of Appearance.

**Certificate of Notice Page 3 of 3**  
 United States Bankruptcy Court  
 District of New Jersey

In re:  
 Daryl L Smith  
 Debtor

Case No. 18-10180-VFP  
 Chapter 13

**CERTIFICATE OF NOTICE**

District/off: 0312-2

User: admin  
 Form ID: pdf903

Page 1 of 1  
 Total Noticed: 1

Date Rcvd: May 08, 2019

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on May 10, 2019.

db +Daryl L Smith, 92A Roland Avenue, South Orange, NJ 07079-1822

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
 NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
 USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: May 10, 2019

Signature: /s/Joseph Speetjens

**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on May 8, 2019 at the address(es) listed below:

Aleisha Candace Jennings on behalf of Creditor Ocwen Loan Servicing, LLC ajennings@rasflaw.com  
 Aleisha Candace Jennings on behalf of Creditor Deutsche Bank Trust Company Americas  
 ajennings@rasflaw.com  
 Aleisha Candace Jennings on behalf of Creditor Deutsche Bank Trust Company Americas, as  
 Trustee for Residential Accredit Loans, Inc., Mortgage Asset-Backed Pass-Through Certificates,  
 Series 2007-QS3 ajennings@rasflaw.com  
 Denise E. Carlon on behalf of Creditor U.S. Bank National Association, successor indenture  
 trustee to Bank of America, N.A., successor by merger to LaSalle Bank National Association, as  
 Indenture trustee for Home Equity Loan Trust 2007-HS dcarlon@kmlawgroup.com,  
 bkgroup@kmlawgroup.com  
 Kevin M. Buttery on behalf of Creditor DEUTSCHE BANK NATIONAL TRUST COMPANY  
 bkyefile@rasflaw.com  
 Kevin M. Buttery on behalf of Creditor Deutsche Bank Trust Company Americas  
 bkyefile@rasflaw.com  
 Laura M. Egerman on behalf of Creditor DEUTSCHE BANK NATIONAL TRUST COMPANY  
 bkyecf@rasflaw.com, bkyecf@rasflaw.com; legerman@rasnj.com  
 Marie-Ann Greenberg magecf@magtrustee.com  
 Rebecca Ann Solarz on behalf of Creditor U.S. Bank National Association, successor indenture  
 trustee to Bank of America, N.A., successor by merger to LaSalle Bank National Association, as  
 Indenture trustee for Home Equity Loan Trust 2007-HS rsolarz@kmlawgroup.com  
 Robert C. Nisenson on behalf of Debtor Daryl L Smith rnisenson@aol.com,  
 nisensonlaw@aol.com; g2729@notify.cincompass.com; nisensonrr70983@notify.bestcase.com  
 Sindi Mncina on behalf of Creditor Deutsche Bank Trust Company Americas, as Trustee for  
 Residential Accredit Loans, Inc., Mortgage Asset-Backed Pass-Through Certificates, Series  
 2007-QS3 smncina@rascrane.com  
 Sindi Mncina on behalf of Creditor DEUTSCHE BANK NATIONAL TRUST COMPANY smncina@rascrane.com  
 U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 13